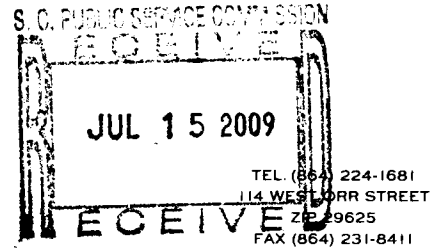


217896

ALLEN AND EAKES
ATTORNEYS AT LAW
P.O. BOX 1405
ANDERSON, S. C. 29622



RICHARD K. ALLEN, JR.*
JAMES S. EAKES*

THOMAS ALLEN (1881-1963)
RICHARD K. ALLEN (1921-1982)

* CERTIFIED CIVIL COURT MEDIATOR

July 13, 2009

Mr. Charles L.A. Terreni,
Chief Clerk/Administrator
Public Service Commission of South Carolina
Post Office Drawer 11649
Columbia, South Carolina 29211

RE: Application of JACABB Utilities, LLC for Approval of a
contract with the Cliffs at Mountain Park, LLC to serve the
Cliffs at Mountain Park Development (Docket Number: 2009-238-S)

Dear Mr. Terreni:

Please find enclosed the following to be filed in the
above-captioned application pending with the Public Service
Commission:

- 1.) Original and two (2) copies of the Proof of
Publication (i.e., "Publisher's Certificate"; and
- 2.) Original and two (2) copies of the certification of
the mailing of the Notice of Filing to each affected
customer.

JS I would appreciate it if you would return the "clocked"
copies to me in the self-addressed, stamped envelope enclosed so
that I will have verification of filing.

Thanking you in advance for your assistance, and with best
regards, I remain,

Sincerely yours,

ALLEN AND EAKES

James S. Eakes

CC: Shannon Bowyer Hudson, Esquire
Jacabb Utilities, LLC - Stephen R. Goldie

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING

DOCKET NO. 2009-238-S

APPLICATION OF JACOB UTILITIES, LLC FOR APPROVAL OF A CONTRACT WITH THE CLIFFS AT MOUNTAIN PARK, LLC TO SERVE THE CLIFFS AT MOUNTAIN PARK DEVELOPMENT

Jacob Utilities, LLC ("Applicant," or "Company") has filed an Application with the Public Service Commission of South Carolina ("Commission"), pursuant to 26 S.C. Code Ann. Reg. 76-54.1 (Supp. 2009) for approval of a contract between it and The Cliffs at Mountain Park, LLC ("Developer").

The Applicant is a public utility currently authorized to operate water and wastewater systems under the jurisdiction of the Commission in Greenville County, as well as certain other counties in South Carolina. The Applicant and the Developer request that the Commission approve agreement for sewer services entered into by the Developer and the Applicant on March 3, 2009 ("Agreement").

According to the Application, the Applicant proposes to serve The Cliffs at Mountain Park Development which will consist of approximately three hundred and eight (308) residential units, residential inn, offices, clubhouse, and other facilities and possibly other commercially or residentially developed contiguous lots to the Site. The Agreement provides, among other things, that the Developer will construct all of the necessary sewer facilities ("Facilities") required to serve the Property, acquire all necessary easements and rights-of-way ("Easements") and construct the Facilities and Easements to Applicant. Further, the Applicant has agreed to reserve adequate sewer capacity for Phase II and Phase III of the development of wastewater flow from connections located within the Property or contiguous properties to the site. The Applicant is proposing rates for Phase II as in the contractual agreement in the Application and some of the proposed rates for Phase II are set forth in the Utility rate schedule in Order No. 2003-141. Details of rate schedules for both Phases are located in the Application.

A copy of the Company's April 2009 can be obtained from the Commission at the following address: Public Service Commission of South Carolina, Docketing Department, 101 Executive Center Drive, Columbia, South Carolina 29210. Additionally, the Application is available on the Commission's website at www.psc.state.sc.us and is available from James S. Eakes, Esquire, Allen and Eakes, P. O. Box 1405, Anderson, South Carolina 29622.

Any person, hearing, if scheduled, will be held in the Commission's Hearing Room, Synergy Business Park, Saluda Building, 101 Executive Center Drive, Columbia, South Carolina, for the purpose of receiving testimony and other evidence from all interested parties regarding this matter. The time and date of the hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before July 15, 2009, and indicate the amount of time required for its presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. Please refer to Docket No. 2009-238-S.

Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff, at 1401 Main Street, Suite 900, Columbia, South Carolina 29201 and James S. Eakes, Esquire, at the above address, not later than July 15, 2009, and indicate the amount of time required for his presentation. Please refer to Docket No. 2009-238-S.

Any person who wishes to be notified of the hearing but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before July 15, 2009. Please refer to Docket No. 2009-238-S.

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding must present such comments, in person, to the Commission during the hearing.

For more information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina
Attn: Docketing Department
Post Office Drawer 1649
Columbia, South Carolina 29211

PUBLISHER'S CERTIFICATE

State of South Carolina,
County of Greenville.

Personally appeared before the undersigned, a notary public within and for said county and state,

Greenville County, South Carolina.

Donald E. Wilder, publisher of The Greer Citizen, a newspaper published at GREER, county of GREENVILLE, State of SOUTH CAROLINA, who being duly sworn, states on oath that the attached is:

a true copy of which is hereto annexed, was published in said newspaper in its issues of:

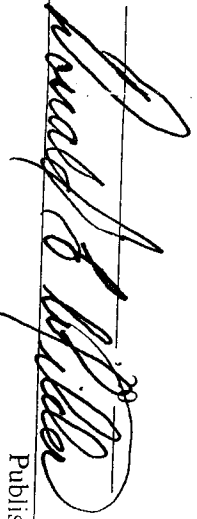
June 25, 20 09

_____, 20 ____

_____, 20 ____

_____, 20 ____

_____, 20 ____



Publisher

Subscribed and sworn before me this 9th

day of July, 20 09

Jaime Yeager

Notary Public,
(SEAL)

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

IN RE:)	
)	
DOCKET NO. 2009-238-S)	
APPLITCATION OF JACABB)	
UTILITIES, LLC for Approval)	CERTIFICATION OF MAILING
Of a contract with the Cliffs)	
At Mountain Park, LLC to serve))	
The Cliffs at Mountain Park)	
Development)	
_____)	


The undersigned hereby certifies that she is employed in the law offices of Allen and Eakes, 114 West Orr Street, Anderson, South Carolina, and is a person of such age and discretion as to be competent to serve papers.

This is to certify that on June 25, 2009, she served a copy of the *Notice of Filing* in the above-referenced matter by placing said copy in a postpaid envelope addressed to the person or persons hereinafter named at the place(s) and address(s) stated below, by depositing said envelope and contents in the United States Mail at Anderson, South Carolina:

TO: The Cliffs at Mountain Park, LLC
3598 Highway 11
Travelers Rest, South Carolina 29690
Attetion: Mr. James B. Anthony, Managing Owner

Cliff Communities
3598 Highway 11
Travelers Rest, South Carolina 29690

Village Overlook Condominium Association
3598 Highway 11
Travelers Rest, South Carolina 29690
Attention: Mr. Kristofer Clark, Manager


Tonya R. McCullough